

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

BE IT REMEMBERED, That the Mississippi Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a regular session at the Board Office in Jackson, Mississippi, at 9:00 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on November 22, 2023, to each and every member of said Board said date being at least five days prior to this January 18, 2024 meeting. At the above-named place the following members were present to wit: Dr. Ormella Cummings (via Zoom), Dr. Steven Cunningham, Mr. Tom Duff, Ms. Teresa Hubbard (via Zoom), Ms. Jeanne Carter Luckey, Mr. Bruce Martin (via Zoom), Dr. Alfred E. McNair, Jr., Mr. Chip Morgan, Mr. Gee Ogletree (via Zoom), Mr. Hal Parker, Mr. Gregg Rader (via Zoom), and Dr. J. Walt Starr (via Zoom). The meeting was called to order by Dr. Alfred McNair, President, with Trustee Dr. Walt Starr providing the invocation.

INTRODUCTION OF GUESTS

- President McNair welcomed Dr. Marcus Thompson, President of Jackson State University, to his first Board meeting in this new role.
- Commissioner Alfred Rankins introduced three new IHL employees – Mr. Harold Pizzetta, Associate Commissioner for Legal Affairs and Risk Management; Mrs. Laura Hipp-Mayer, Assistant Commissioner for External Affairs; and Mr. John Sewell, Director of Communications.

APPROVAL OF THE MINUTES

On motion by Trustee Rader, seconded by Trustee Cunningham, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve the Minutes of the Board meetings held on November 3, 2023; November 16, 2023; and December 21, 2023.

CONSENT AGENDAS

On motion by Trustee Duff, seconded by Trustee Morgan, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve the following Consent Agendas.

FINANCE

1. **ASU** – The Board retroactively approved a one-year extension to the current contract with CampusLogic, Inc. When this contract was first executed it did not exceed the threshold. This current Work Order cost took the dollar amount over the threshold and staff did not consider this and therefore did not submit for approval at the time. It was discovered later by the Director of Compliance. The term of the submitted Work Order is September 1,

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

2023, to August 31, 2024. This will bring the overall term of the contract to four (4) years. The current Work Order is \$85,215. This will bring the total lifecycle cost to \$295,897. The contract will be funded solely by a Department of Education Title III funded grant. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

2. **UMMC** – Approved the request to enter a Medical Office Building Lease with 314 Ridgeland Stolley, LLC (Landlord) to lease 68,473 square feet of medical office space located at 326 Commerce Center Drive, Ridgeland, MS. The lease will be effective on February 1, 2024. The term of the agreement is fifteen (15) years with two (2) five (5) year renewal options for a possible total term of twenty-five (25) years. The initial lease term will begin on the date that UMMC first opens for business or 180 days following the effective date, (expected to be on or about August 1, 2024). UMMC’s obligation to commence rent payments is expected to begin January 1, 2025. The estimated total cost of the lease shall not exceed \$54,400,000 over the initial fifteen (15) year term. Rents are expected to be approximately \$37,000,000 over the term. Additionally, UMMC expects to pay approximately \$17,400,000 in tenant improvements, operating and maintenance expenses, however, that amount could fluctuate based on usage and utility costs. The Board approved the request for an estimated total cost not to exceed \$54,400,000 for the initial 15-year term. Pursuant to Board Policy 707.03, Approval of Prepayment for Goods and Services, the Board also approved the request to allow prepayment of the rent monthly. This agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
3. **UMMC** – Approved the request to amend its purchase agreement with Boston Scientific Corporation (Boston Scientific) to extend the term, update the products, consignment inventory, and rebates on the agreement to the new Watchman FLX Pro line. The agreement is for the purchase of the Watchman/Watchman FLX Left Atrial Appendage Closure (LAAC) Technology to secure discounted pricing from Boston Scientific for consumable commodities and equipment used specifically with the Watchman device. The device is used in cardiac procedures to reduce the risk of thromboembolism from the left atrial appendage in patients who are at increased risk for stroke and systemic embolism. The Board also authorized the institution to add or remove products covered by the Agreement without seeking prior Board approval as long as it does not increase the approved expenditure level. The term of the amended agreement is six (6) years, from June 1, 2021, through May 31, 2027. The original agreement was for a term of three (3) years, beginning June 1, 2021. The amendment extends the term by three (3) years. The estimated total cost of the amended agreement over the six (6) year term is \$11,900,000. The original cost of the agreement was \$1,975,000. The total cost was increased to \$3,400,000 via UMMC’s delegated contracting authority. The amendment will add \$8,500,000 to the agreement. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

4. **UMMC** – Approved the request to enter into Amendment No. 35 to the License and Support Agreement with Epic Systems Corporation (Epic) to add Epic Billing Services to the current list of licensed program property. The Epic Billing Services will provide staff augmentation for professional billing services and credit balance resolution. The Board authorized the institution to extend the term of Amendment 35 without seeking prior Board approval as long as it does not increase the approved expenditure level or exceed the term of the License and Support Agreement. The term of the amended agreement is fourteen (14) years from August 23, 2010, through August 22, 2024. The term of Amendment No. 35 will begin upon a mutually agreed commencement date of the billing services, which is expected to be on or around January 22, 2024, and continue for a period of six (6) months with the option to renew the services for an additional three (3) months. At no time shall the billing services continue past the expiration date of the License and Support Agreement, August 22, 2024. The current approved amount of the agreement is \$118,888,932.99. Amendment 34, see Finance Consent Agenda item #5 below, will increase the total by \$722,992.00. The estimated total cost for Amendment 35 is \$150,000.00, which will increase the estimated total cost of the agreement to \$119,761,924.99. This agreement is funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
5. **UMMC** – Approved the request to enter into Amendment No. 34 to the License and Support Agreement with Epic Systems Corporation (Epic) to add the Gallery Document Management Module to the current list of licensed program property. The Gallery Document Management Module will provide the storage of scanned documents in UMMC’s electronic health records and will replace the 3M Company’s ChartScan application that is currently in use at UMMC. ChartScan is now at the end of life and the manufacturer will not support or maintain the ChartScan application. The term of the amended agreement is fourteen (14) years from August 23, 2010, through August 22, 2024. The term of Amendment No. 34 will begin upon execution and end conterminously with the agreement on August 22, 2024. The current approved amount of the agreement is \$118,888,932.99. The estimated total cost for Amendment 34 is \$722,992.00, which will increase the estimated total cost of the agreement to \$119,611,924.99. This agreement is funded by general funds. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
6. **UMMC** – Approved the request to enter into a Services Agreement (Agreement) with Healthier Mississippi Clinical Services, LLC (HMCS) for augmentation of staffing. HMCS will provide qualified Certified Registered Nurse Anesthetists (CRNA) as requested by UMMC. The term of the Agreement is five (5) years, from February 1, 2024, through January 31, 2029. The total maximum cost of the Agreement over the five (5) year term is \$35,000,000. Fees are based upon flat hourly rates for assigned personnel, as mutually agreed upon by UMMC and HMCS. This Agreement will be funded by patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

7. **UMMC** – Approved the request to amend its Fee Per Case Agreement with Stryker Sales Corporation (Stryker) to reduce the fee per case and increase the expected monthly case volume. The agreement is for the provision of operating room support for surgical cases in the Kathy and Joe Sanderson Tower at Children’s of Mississippi. The services provided under the agreement will allow for support of surgical scopes and related equipment such as cameras and power tools. Stryker’s services include aiding with maintenance of the scopes and equipment, repairing them during minimally invasive surgeries, and helping prepare the operating room for the next surgery. The term of the agreement remains unchanged -- five (5) years, from July 1, 2022, through June 30, 2027. The total estimated cost of the amended agreement over five (5) year term is \$4,425,000. The original estimate was \$3,650,000. The amendment adds \$775,000 over the term. The total estimated cost increase is due to an unexpected increase in surgical volume. The agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.
8. **USM** – Approved the request to enter into Amendment Two to the Lease Agreement with Chromis Fiberoptics, Inc. for additional space in USM’s Accelerator building. The Lease Agreement is effective as of November 1, 2021 for a one-year initial term with four (4) one-year renewal terms. The term is not affected by Amendment Two. Amendment Two will modify the annual rent to \$75,550.00. The total rent for the current term and available renewal terms, if any, is \$226,650. This is a revenue-generating agreement. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE

9. **JSU** – Approved the initiation of GS 103-332, Access Control Improvements – HEERF, and the appointment of Shultz and Wynne, P.A. as the design professional. The scope for this turnkey project includes the installation of access control panels, contactless smart card readers, and ancillary devices to support access and egress points for approximately 317 external facility doors and up to 331 "authorized personnel only" interior rooms/closets. Work shall include the installation of new conduits, raceways, cabling, field devices, software, controllers, electrical door hardware, and all other equipment required for a fully functional access control system that is able to integrate with JSU's existing safety ecosystem communications software. The proposed project budget is \$12,849,406.06. Funds are available from U.S. Dept. of Education HEERF Funds (\$12,849,406.06).
10. **MVSU** – Approved the initiation of GS 106-282, New Residence Hall, and the appointment of McCarty Architects as the design professional. The project will include preplanning through schematic development phase of the project for construction, furnishing, and equipping of a new residence hall and related facilities of an expected \$30M residence hall. The new residence hall is estimated to be approximately 60,000 GSF with 200 to 300 beds (depending on construction estimate). All applicable codes, including ADA compliance, will need to be addressed during the development process. The proposed project budget is \$500,000. Funds are available from HB 603, Laws of 2023 (\$500,000).

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

11. **MSU** – Approved the initiation of IHL 205-356, Barnes and Noble Parking Lot, and the appointment of Smithers Engineers and Consultants, LLC as the design professional. The project will expand and rehabilitate portions of two existing parking lots as well as connect them with the construction of a new parking lot that will provide approximately 90 new parking spaces. This project will provide improved and expanded parking facilities in a critical area of the campus core and will serve students, faculty, and staff, as well as game day parking for athletic events. The proposed project budget is \$2 million. Funds are available from University Designated Funds (\$2,000,000).
12. **MVSU** – Approved the initiation of IHL 206-028, Rice-Totten Stadium Turf Replacement, and the appointment of The Kelly Factory, PLLC as the design professional. The project consists of the installation of a new playing turf field at Rice-Totten Stadium. The project will also include improving the infrastructure of the football field to help better aid in storm water drainage, adding new adjustable field goals, and providing the necessary training and equipment to sustain the maintenance of the turf. The proposed project budget is \$1.5 million. Funds are available from E&G Funds Reserve (\$1,500,000).
13. **UM** – Approved the initiation of IHL 207-509, Hefley Hall Roof Replacement, and the appointment of Shafer Zahner Zahner, PLLC as the design professional. The building was built in 1957. The roof, which was renovated in 2000, has exceeded its useful life. This project will remove the existing 23-year-old metal roof system, and replace it with a new standing seam metal, twenty-year roof system. The project budget is \$1,250,000. Funds are available from Internal R&R (\$1,250,000).
14. **UM** – Approved the initiation of IHL 207-510, South Oxford Campus (SOC) Fire Alarm Replacement, and the appointment of Corbett Legge & Associates PLLC as the design professional. The project will make the building code compliant and provide fire protection to occupants and users. The proposed project budget is \$2.6 million. Funds are available from Internal R&R (\$2,600,000).
15. **UM** – Approved the initiation of IHL 207-511, Brown Hall HVAC Renovation, and the appointment of Corbett Legge & Associates, PLLC as the design professional. The project consists of replacing four (4) HVAC units at Brown Hall that are beyond their usable life and can no longer be maintained in working order due to age. The proposed project budget is \$1,042,690.72. Funds are available from Internal R&R (\$1,042,690.72).
16. **ASU** – Approved the request to increase the project budget for IHL 201-258, Mushroom Facility Renovations, from \$1,542,362 to \$2,007,289 for an increase of \$464,927. The funding source will remain the same. The project will renovate the 2,452 GSF Biology Lab Building on the Lorman Campus into a comprehensive Mushroom Research Facility. The facility, built in 1976, will include research lab space to include mushroom cultivation laboratory with specialized equipment, new building finishes, new roof and envelope repairs, and ADA accessibility modifications. Funding is provided by Federal McIntyre Stennis Grant Funds through the United States Department of Agriculture (\$2,007,289).
17. **MSU** – Approved the request to increase the project budget for IHL 205-328, New Residence Hall, from \$96,000,000 to \$103,500,000 for an increase of \$7,500,000. The funding source will remain the same. The 159,290 square foot building for student housing includes 412 single-bedrooms in pod-style floor plans, incorporating common restrooms and pod lounges for each pod. The ground floor hosts laundry and social spaces for

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

Housing, as well as the primary office, trash, and reception functions. The ground floor also incorporates mixed use function and houses a new Dining Facility for campus, as well as offices, multi-purpose rooms, and a storm shelter that will also be used as a multi-purpose space for Housing and Residence Life. Funds are available from Internal Cash Reserves (\$27,500,000) and EBC Bonds (\$76,000,000).

18. **MSU** – Approved the request to increase the project budget for IHL 205-336, South Campus Mechanical Plant, from \$200,000 to \$35,000,000 for an increase of \$34,800,000. The funding source will remain the same. This project will provide redundancy to the existing campus loop and provide capacity for planned future growth on campus. The proposed site is between Dorman Hall and the Agricultural & Engineering Building along Creelman Street. Funds are available from University Designated Funds (\$35,000,000).
19. **MSU** – Approved the request to increase the project budget for IHL 205-339, Central Plant Cooling Tower, from \$6,000,000 to \$7,000,000 for an increase of \$1,000,000. The funding source will remain the same. The base bid includes replacement of existing three cooling towers that support chiller no. 1 and chiller no. 2 at the Central Plant. Alternate #1 includes the addition of chiller no. 7 and cooling tower No. 4 which will increase the capacity of the plant from 8,000 tons to 9,550 tons. Funds are available from Capital Expense Funds (\$3,750,000) and University Funds (\$3,250,000).
20. **MSU** – Approved the request to increase the project budget for IHL 205-351, New 13KV Distribution Bays at MSU Electrical Substation, from \$225,000 to \$2,000,000 for an increase of \$1,775,000. The funding source will remain the same. This project will design and construct two new 13kV distribution bays at MSU’s electrical substation. The two new distribution bays with associated equipment will support a feeder to energize the new south mechanical plant that is in the planning phase of design. (See Real Estate Consent Agenda item #18 - #205-336 South Campus Mechanical Plant.) Funds are available from University Designated Funds (\$2,000,000).
21. **MSU** – Approved the request to increase the project budget for IHL 205-352, New 13KV Circuit to South Campus Mechanical Plant, from \$200,000 to \$2,500,000 for an increase of \$2,300,000. The funding source will remain the same. This project will design and construct new underground electrical feeder from the MSU Substation to the future South Campus Mechanical Plant. This project includes two 3000 kVA pad mounted transformers to energize the future plant. (See Real Estate Consent Agenda item #18 - #205-336 South Campus Mechanical Plant.) Funds are available from University Designated Funds (\$2,500,000).
22. **MSU** – Approved the request to increase the project budget for IHL 213-147, Livestock Assessment Laboratory, from \$1,500,000 to \$2,000,000 for an increase of \$500,000. The funding source will remain the same. The project will include the construction of a Livestock Assessment Laboratory located on the South Farm of the main campus of the University and will have a demonstration room, support facilities, and a covered arena area. Funds are available from U.S. Department of Housing and Urban Development Grant (\$815,000) and University/MAFES Designated Funds (\$1,185,000).
23. **UM** – Approved the request to increase the project budget for IHL 207-502, New Parking Structure(s), from \$1,000,000 to \$50,000,000 for an increase of \$49,000,000. The funding source will remain the same. The University is currently working on the addition of 1,000 new beds within the Housing District on campus. This project will construct a new 1,331 space parking garage immediately west of the existing North Parking Garage to service the

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

- additional 1,000 new beds and improve residential parking within the Housing District. Funds are available from Internal R&R (\$50,000,000).
24. **MSU** – Approved the exterior design of IHL 205-336, South Campus Mechanical Plant. The proposed new south campus mechanical plant will provide redundancy to the existing campus loop and provide capacity for planned future growth on campus. The proposed site is between Dorman Hall and the Agricultural & Engineering Building along Creelman Street. A copy of the rendering is included in the bound *January 18, 2024 Board Working File*.
25. **MSU** – Approved the exterior design of the Aramark Perry Cafeteria Addition. The proposed two-story renovation and addition includes new retail service venues on the first and second floors, updated food prep spaces, food storage, new dining furniture, and renovated Aramark offices. A copy of the rendering is included in the bound *January 18, 2024 Board Working File*.
26. **MVSU** – Pending receipt of an approval letter from the Mississippi Department of Archives and History stating the halls are not eligible for designation as a Mississippi Landmark, the Board approved GS 106-281, Demolish and Delete from Inventory Leflore Hall and Delta Hall and the appointment of Shafer-Zahner-Zahner as the design professional. These two residence halls have been off-line for many years and have multiple structural failures. This project is also intended to make the area safer as well as clearing the area to make the space for the new residence hall. The proposed project budget is \$1.5 million. Funds are available from HB 603, Laws of 2023 (\$1,500,000).
27. **UM** – Approved the exterior design of IHL 207-492, Oxford-University Stadium Expansion. The project will renovate the existing stadium to address programmatic deficiencies and upgrade patron amenities. The project will be phased as the budget and season permit. The current Phase 2* focuses on upgrading patron amenities along the third baseline, including a Hall of Fame Plaza and new entry gates at street level. (*Phase 1 was canceled during bidding.) Funds are available from Self-Generated Athletic Revenues (\$30,000,000) – UM Athletics / OMAF Foundation. A copy of the rendering is included in the bound *January 18, 2024 Board Working File*.
28. **UM** – Approved the request to enter a contract with a Construction Manager Adviser (CMA) for IHL 207-497, New Student Housing. The term of the contract is January 18, 2024, through twelve (12) months after Substantial Completion of the New Student Housing construction contract. Based on the current design timeline and construction timeline estimate, the projected contract value is \$6,093,325. This will fluctuate with actual construction contract values and any time extensions granted during construction. Funds for the contract are available from internal R&R funds and bond proceeds from the planned bond issuance through the University of Mississippi Educational Building Corporation. The Attorney General’s Office has reviewed this item for compliance with applicable law and found it to be acceptable.
29. **UM** – Approved the request to amend the Master Services Agreement with Hoar Program Management LLC for Owner’s Rep Services for the University of Mississippi Jim and Thomas Duff Center for Science and Technology Innovation. The amendment will extend the Construction Phase services to coincide with the anticipated duration of the actual construction project. The current contract term is 61 ½ months through November 30,

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

2023. This amendment will extend the term through June 30, 2024, for an additional 7 months for a total contract duration of 76 ½ months. The contract amount per the current agreement is \$2,421,580.37. The additional fee for the adjusted duration of services reflected in this amended agreement is \$578,076.85. The new contract total is \$2,999,657.22. The funding source is HB 1729, Laws of 2016; HB 1649, Laws of 2018; Internal R&R funds; External UMEBC financing; and other sources. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.

30. **UM** – Approved the request to lease office spaces 1162, 1166, and 1168 Church Road, Southaven, MS 38671, from Joe Poppenheimer Management, LLC, for administrative (faculty) offices for UM-Desoto, 5197 W.E. Ross Parkway, Southaven, MS 38671. The amount of leased space is approximately 3,300 square feet. The lease term is three (3) years, commencing on February 1, 2024, and ending at midnight on January 31, 2027. The fee schedule is \$66,000 annually. That total cost for the term to \$198,000. The Lessee agrees to pay \$66,000 annually to the Lessor for the demised premises, according to the following schedule: Year 1: \$66,000 due on the Commencement Date; Year 2: \$66,000 due on the Anniversary Date of the Lease, and Year 3: \$66,000 due on the Anniversary Date of the Lease. The funding source for this lease will be E&G funds. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.
31. **UM** – Approved the request for the University's Department of Student Housing to enter into a lease agreement with RDC Fund IX Investments, LLC for an additional 65 bed spaces for the growing number of students. The term of the five-year lease begins August 1, 2024. The initial lease amount is \$1,038,360. Increases in the cost of the lease will be 4.5% each year. A breakdown of the cost schedule is included in the bound *January 18, 2024 Board Working File*. Year one cost is based on 65 bed spaces. Years two through five are based on 104 bed spaces. The total amount for the five-year lease is \$8,457,359. Funds are available from self-generated Student Housing revenue. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.
32. **UM** – Approved the request to enter a lease agreement with SZ Oxford Apartments LLC for an additional 130 furnished bed spaces in apartment units in a location on the Oxford University Transit (O.U.T) route which will allow students access to campus. This lease commences on August 12, 2024, and remains in force until July 26, 2025. There is no option to renew. The University's Housing Auxiliary unit will pay \$1,403,084.00 in monthly installments of \$114,432.00 and a one-time Administrative Fee of \$29,900. Funds are available from self-generated Student Housing revenue. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.
33. **UM** – Approved the request to initiate an investment grade audit (IGA) and project proposal contract with Trane U.S. Inc. under the University's current energy savings performance contract (ESPC) program and in accordance with Mississippi Code Section 31-7-14. Trane will conduct a comprehensive ASHRAE Level III energy audit of all education and general (E&G) facilities at UM's main campus locations in and around Oxford, MS, encompassing approximately 4.7 million square feet of space and including

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

the campus' central cooling and heating water loops. The contract term is 365 days from date of signature or upon completion of the IGA, whichever comes first. The proposed fee for the IGA is a maximum total of \$825,000, which was calculated as follows: \$0.15 per audited square foot for E&G facilities at \$705,000 and \$0.08 per audited square foot for non-E&G facilities (evaluated for connection to the CHW loop only) at \$120,000 for a not-to-exceed total of \$825,000. UM will only pay for square footage audited. The fee will only be paid outright if: (1) the IGA results in a project proposal that generates sufficient energy or operational savings to cover all costs associated with the project, and (2) UM declines to execute the project as a subsequent phase under the ESPC program within 180 days. Otherwise, the fee will simply be incorporated into the ESPC project's costs and will be funded through the generated savings. In the event the fee must be paid outright by the University, the fee will be funded using internal Renewal & Replacement (R&R) funds. The Attorney General's Office has reviewed this item for compliance with applicable law and found it to be acceptable.

34. **USM** – Approved the exterior design of IHL 210-248, Oyster Hatchery and Research Center located at USM's Gulf Coast Research Laboratory - Cedar Point Campus, Ocean Springs, MS. The IHL Board approved a reduced project scope (30%) to construct a \$7,000,000.00 building, and the design professional has begun to cut square footage by revisiting ways to reduce the size of all or some combination of spaces. Of the MDEQ and US Treasury RESTORE ACT grant money, an additional \$4,000,000.00 was allocated to purchase aquaculture equipment to hatch oysters. The aquaculture equipment must be installed during construction and coordinated by the design professional to meet the Treasury requirements. Funds are available from Senate Bill 2924, Laws of 2016 (\$3,000,000.00); MDEQ and US Treasury RESTORE ACT – Grant No. 1 RDCGR470130-01-00 (\$7,000,000.00) (Construction); and MDEQ and US Treasury RESTORE ACT – Grant No. 1 RDCGR470130-01-00 (\$4,000,000.00) [Hatchery Aquaculture Equipment]. A copy of the rendering is included in the bound *January 18, 2024 Board Working File*.

LEGAL

35. **UM** – Approved the request to amend its existing contract for legal services with the law firm of Lightfoot, Franklin & White, LLC for the provision of legal services in the areas of athletics-related matters and other matters as assigned. Under the existing agreement, the total expenditures for FY 2024 may not exceed \$75,000. The amendment increases the allowable expenditures for FY 2024 by an additional \$75,000, for a total of \$150,000 in allowable expenditures for FY 2024, effective January 18, 2024. Increasing the allowable expenditures will allow Lightfoot, Franklin & White, LLC to continue to provide legal services related to NCAA and other athletics-related matters. The original term of the agreement remains the same expiring on June 30, 2024. The hourly rates remain the same at \$470 for a senior partner, \$440 for a junior partner, \$250 for an NCAA specialist, and \$240 for tech support. This firm carries professional liability insurance coverage in the amount of \$10,000,000 per claim and an annual aggregate of \$20,000,000. This request has been approved by the Office of the Attorney General.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

36. **UM** – Approved the request to enter a contract with the law firm of Butler Snow LLP, including Thad Varner, Michael Russ, and other attorneys and employees of said law firm under their supervision, as Bond Counsel to the EBC in connection with the EBC Bonds. The Bond Counsel services will include preparing the necessary bond documents, reviewing documents with respect to the tax exempt status of tax-exempt bonds, coordinating necessary approvals by UM/EBC as the issuer and by IHL pursuant to its policies, reviewing and approving the preliminary and final official statements, coordinating tasks and the delivery of documents from other key parties involved in the transaction (such as the underwriter, the financial advisor, the trustee, the EBC and IHL), dealing with rating agencies as necessary, coordinating the closing, and providing the standard Bond Counsel opinion with respect to the tax-exempt status of the tax-exempt EBC Bonds and enforceability of the bond documents. As is customary in connection with EBC and other bond issues, Bond Counsel will be compensated on a fixed fee basis. Based upon information provided to Bond Counsel concerning the proposed financing, Bond Counsel’s fee will be \$1.15 per \$1,000 of bonds issued. This fee is based upon consummation of the financing in the currently proposed manner and is subject to adjustment in the event of material modifications to the financing structure. In addition, the Bond Counsel will be reimbursed for any reasonable and authorized out-of-pocket expenses incurred on behalf of EBC. The term of the proposed contract is from January 18, 2024, to January 17, 2025 with the option to renew for one additional year if mutually agreed to by the parties. This firm carries professional liability insurance coverage in the amount of \$50 million per claim with an annual aggregate of \$100 million. This request has been approved by the Office of the Attorney General.

PERSONNEL REPORT

37. **Employment**

Alcorn State University

- Adell Brown, Jr., Interim Vice President for Finance, Administrative Services and Operations; salary \$185,000 pro annum, pro rata; E&G Funds; effective January 1, 2024
- Sandra Barnes; Associate Provost for Undergraduate Education and Student Success; salary \$140,000 per annum, pro rata; E&G Funds; 12-month contract; effective October 9, 2023

Jackson State University

- Kylon Alford Windfield; Vice President for Enrollment Management; salary \$150,000 per annum, pro rata; E&G Funds; 12-month contract; effective January 16, 2024

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

38. *Change of Status*

Alcorn State University

- Keith McGee; *from* Associate Provost for Research, Innovation, and Graduate Education; salary \$149,350 per annum, pro rata; E&G Funds; 12-month contract; *to* Associate Professor in the Department of Biology; salary \$116,699 per annum, pro rata; E&G Funds; 9-month contract; effective August 14, 2023
- Edmund Buckner; *from* Professor of Agriculture; salary \$101,000 per annum, pro rata; E&G Funds, 12-month contract; *to* Interim Associate Provost for Research, Innovation and Graduate Education; salary \$151,000 per annum, pro rata; E&G Funds; 12-month contract; effective August 14, 2023

REGULAR AGENDAS

ACADEMIC AFFAIRS

Presented by Trustee Hal Parker, Chair

On motion by Trustee Parker, seconded by Trustee Luckey, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Academic Affairs Agenda. On motion by Trustee Parker, seconded by Trustee Cunningham, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #2. On motion by Trustee Parker, seconded by Trustee Morgan, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #3.

1. **SYSTEM** – Pending proper notification and any required approval from the United States Department of Education and the Southern Association of Colleges and Schools Commission on Colleges, the Board approved the following new academic degree programs.
 - a. MSU – Bachelor of Applied Science (BAS) in Business Office Technology
CIP code: 52.0407
Total credit hours: 120
Effective date: January 2024
 - b. MSU – Bachelor of Applied Science (BAS) in Public Management
CIP code: 43.0302
Total credit hours: 120
Effective date: January 2024
 - c. UM – Master of Science (MS) in Criminal Justice
CIP code: 43.0104
Total credit hours: 30
Effective date: January 2024

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

2. **UM** – Approved the request to add the following new academic unit.
Proposed unit title: Department of Public Health
Unit location: School of Applied Sciences
Effective date: July 2024
3. **MSU** – Approved the following new institute.
Institute Title: Athlete Engineering Institute
Unit Location: VP of Office of Research and Economic Development
Scope: Extensive Scope and Outreach
Type: Type 1 (Academic, Teaching, or Research)
Effective Date: March 2024

FINANCE AGENDA

Presented by Trustee Tom Duff, Chair

On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #1 as submitted on the Finance Agenda. On motion by Trustee Duff, seconded by Trustee Luckey, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #2. On motion by Trustee Duff, seconded by Trustee Cunningham, with Trustees Cummings and Ogletree absent and not voting and Trustees Hubbard, Martin, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve item #3. It should be noted that Trustee Ogletree had technical difficulties and was unable to hear or participate in this part of the meeting.

1. **SYSTEM** – Approved a revision to the FY 2025 proposed funding priorities as required for the 2025 Legislative Budget Request. (**See Exhibit 1.**)
2. **UM** – Approved, under IHL Board Policy 906 Education Building Corporations, the request to issue tax-exempt and/or taxable bonds through the University of Mississippi Educational Building Corporation (UMEBEC). The debt issuance is not to exceed \$245 million. Long-term bonds will be issued with maturities up to 30 years. Funds will be used to finance the demolition and construction of new student housing facilities, demolition and construction of a new softball stadium, construction and renovation of the Women’s athletics center and surrounding area (including soccer and rifle facilities), renovation and construction of a new early learning and evaluation center, and renovation of academic buildings. The combined project funding is \$278,000,000: \$5,000,000 in private gifts; \$10,000,000 in currently appropriated state funding; \$18,000,000 in internal cash reserves; and \$245,000,000 in UMEBC bond proceeds. The Board also approved the financial advisor’s report provided by Hilltop Securities. Following are the professionals: Financial Advisor – Hilltop Securities; Bond Counsel – Butler Snow LLP; and Senior Underwriters – Raymond James & Associates, Inc. The Bond counsel will be compensated at \$1.15 per \$1,000. UM expects to issue up to a maximum of \$245 million par value, fixed rate bonds. Proceeds from the bond issue will

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

support the project funds, capitalized interest, cost of issuance and the underwriter's discount. Based on the Financial Advisor's report dated January 18, 2024, the proposed debt amortization will have an average annual debt payment of \$17,422,158 at an expected all-in true interest cost of 4.86 percent. The funding sources to support the debt service include self-generated athletic revenues and private gifts, rental revenue from the new residence halls, and internally budgeted capital funds.

3. **UMMC** – Approved the request to enter a Product Pricing, Rebate, and Consignment Agreement with Smith & Nephew, Inc. (Smith & Nephew) for the purchase and consignment of implants, instrumentation, and supplies used in surgical procedures for shoulder replacement. These components are necessary to provide shoulder replacements or revisions of previously replaced joints. The Board authorized the institution to add or remove products under the agreement without seeking prior Board approval as long as adequate funds are available. The term of the agreement is three (3) years, from February 1, 2024, through January 31, 2027. The estimated cost of the agreement is \$5,400,000.00 over the three (3) year term. This includes an annual twenty percent (20%) increase per year to allow for potential volume change. This agreement will be funded by hospital patient revenue. Legal Staff has reviewed the proposed agreement for compliance with applicable law and finds the same to be acceptable. The agreement is on file in the Board Office.

REAL ESTATE AGENDA

Presented by Trustee Chip Morgan, Chair

On motion by Trustee Morgan, seconded by Trustee Parker, with Trustee Cummings absent and not voting and Trustees Hubbard, Martin, Ogletree, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to approve items #1 & #2 as submitted on the Real Estate Agenda.

1. **UM** – Approved the request to increase the project budget for IHL 207-497, New Student Housing, from \$16,000,000 to \$165,000,000 for an increase of \$149,000,000 and to modify the funding source to include UM EBC bond proceeds. The current budget was an estimate of the project costs and has since been updated to reflect more accurate market costs etc. The project consists of demolishing Kincannon Hall to make way for 1,000 new residential beds. Kincannon Hall, constructed in 1963, has been vacant since 2016 due to life safety issues and its inability to provide suitable housing as mandated by the University Administration. Funds are available from Internal R&R (\$203,162.49); UMEBC Bonds (\$164,796,837.51) since Finance Regular Agenda Item #2 above was approved.
2. **UM** – Approved the exterior design of IHL 207-497, New Student Housing. A copy of the rendering is included in the bound January 18, 2024 Board Working File.

INFORMATION AGENDAS

Presented by Commissioner Alfred Rankins, Jr.

ACADEMIC AFFAIRS

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

1. **UM** – Intent to offer the following certificate program.
Certificate program title: NCAA Compliance
Responsible academic unit: School of Applied Sciences
CIP code: 31.0504
Total credit hours: 12
Level: post-baccalaureate
Effective date: August 2024

FINANCE

2. **UM** – The Mississippi Department of Information Technology Services (ITS), issued CP1 and CSA approvals along with a Statement of Work agreement. On behalf of UM, ITS signed the agreement. To summarize, the University is adding TSAPI and DMCC Avaya licenses to our existing Application Enablement (AES) server in order to support an upgrade to UM UPD’s current call recording solution. UPD’s recording solution is critical in providing necessary safety and security services to the University of MS and currently requires an upgrade due to a surpassed end-of-life status. The AES server configuration will be completed by Carousel Industries and will support the recording of up to 27 IP stations and 2 radio stations. To facilitate this upgrade, the University submitted an ITS Revision Request to a Master Agreement per ITS RFP 3983, with a total cost of \$2,478.60 for the addition of Avaya licenses and a cost of \$5,350.00 for Carousel Industries project management and implementation fees. Carousel Industries will complete the necessary license registrations with Avaya on our behalf. UM Telecommunication's staff will oversee the addition and configuration of licenses to the AES server and will complete the installation of 27 IP stations as part of the process.

REAL ESTATE

3. **SYSTEM** – The Board received the Real Estate items that were approved by the Board staff subsequent to the November 16, 2023 Board meeting in accordance with Board Policy 904 Board Approval. (See Exhibit 2.)

LEGAL

4. **SYSTEM** – The Board received a report of the payment of legal fees to outside counsel. (See Exhibit 3.)
5. **MSU** – Trustee Gee Ogletree, as Board Legal Committee Chair, on behalf of the Board, has approved Mississippi State University’s request to hire Mitchell, McNutt & Sams, P.A. as outside counsel to provide legal services in a contract and billing dispute with a local utility provider. The term of the contract is one-year effective December 1, 2023. The hourly rate for attorneys is \$250 and \$85 per hour for paralegal services. The maximum amount payable under the term of the contract shall not exceed \$75,000. This firm carries professional liability insurance coverage in the amount of \$10,000,000 per claim with an annual aggregate of \$10,000,000. This contract was approved by the Office of the Attorney General.

ADMINISTRATION/POLICY

6. **SYSTEM** – The following items have been approved by the Commissioner on behalf of the Board and are available for review at the Board Office.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

- a. **MSU** – On December 14, 2023, Commissioner Alfred Rankins, Jr. approved the Rent Agreement between Mississippi State University, on behalf of the Bagley College of Engineering, and R& R Rental Properties, LLC for Section I of a building located at 400 Industrial Park Road, in Starkville to be used by MSU for Student Competition teams, an Outreach coordinator office, and storage. The initial term of the Agreement is one year beginning January 1, 2024, with an option for renewal for up to four additional one-year periods, upon written agreement of both parties. The total cost of the agreement is \$24,600 per year or \$2,050 per month to be paid at the beginning of each month (\$1,750 for rent and \$300 for utilities). This contract will be funded through externally funded gifts to the Hearin Foundation Grant and Chevron Gift. MSU further requested approval for prepayment but only on a monthly basis as is customary for rental agreements. The Attorney General’s Office has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- b. **MSU** – On December 14, 2023, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and Park Place Development LLC for approximately 1,600 square feet of space located at 118 Service Drive, Suite 9, Pearl, MS, in which to operate a Resource and Referral program operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is 12 months effective January 1, 2024 through December 31, 2024, at a cost of \$24,960 annually or \$2,080 per month payable on the first of each month. The Attorney General’s Office has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- c. **MSU** – On December 14, 2023, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between Mississippi State University and Jonathan McDaniel for office space located at 114 W. Washington Street, Houston, MS, in which to operate a Resource and Referral program operated by the University in accordance with the terms of a grant awarded by the Mississippi Department of Human Services. The term of the lease is 12 months effective March 1, 2024 through February 28, 2025, at a cost of \$34,200 annually or \$2,850 per month payable on the first of each month. The Attorney General’s Office has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts and Policy 707.03 Approval of Prepayment for Goods or Services. A copy of the document is on file in the IHL Board Office.
- d. **UM** – On December 11, 2023, Commissioner Alfred Rankins, Jr. approved the Facility Use Agreement between the University of Mississippi and Mississippi Veterans Affairs (MSVA) for MVSA’s use of office space located at 1918 Briar Ridge Road, Tupelo, MS. UM is charging no fee for this use. The value is proximal access for UM-Tupelo staff and students, eligible dependents, and veterans from the community to federal and state veteran’s benefits counsel, document preparation and other services. The MSVA previously used this space for two years from 2021 to 2023. This is a new agreement

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

effective October 1, 2023 through September 30, 2025. The Attorney General's Office has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.

- e. **UM** – On December 11, 2023, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between the University of Mississippi and Big Belly Solar, Inc. for solar trash receptacles and solar compactors. The specific request is to extend the term of the existing agreement for four years effective December 6, 2023 through December 5, 2027. The monthly cost of the amended agreement is \$1,879.15 over the term of the 4 years. This amount represents a 6% reduction in cost from the original contract, which was approved by the Board on August 16, 2018. The Attorney General's Office has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.
- f. **USM** – On December 18, 2023, Commissioner Alfred Rankins, Jr. approved the Lease Agreement between the University of Southern Mississippi (Lessor) and US Coating Innovations, Inc. (Lessee) for approximately 1, 234 square feet of space in USM's Innovation and Commercialization Park. The term of the lease is sixty months effective January 1, 2024. This is a new revenue generating lease with total rent due to Lessor in the amount of \$60,000 payable in \$1,000 per month installments over the term of the agreement. The Attorney General's Office has reviewed the agreement and found the same to be compliant with Board Policy 707.01 Land, Property, and Service Contracts. A copy of the document is on file in the IHL Board Office.

**ACADEMIC AFFAIRS
COMMITTEE REPORT
Wednesday, January 17, 2024**

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Hal Parker at approximately 2:30 p.m.

1. Prior to discussing the agenda, Commissioner Alfred Rankins introduced two new IHL employees – Mr. Harold Pizzetta, Associate Commissioner for Legal Affairs and Risk Management, and Mr. John Sewell, Director of Communications.
2. The Committee discussed the Academic Affairs items on the January Board meeting agenda. **No action was taken.**
3. The Committee received an update from Dr. Melissa Temple, Director of Nursing Education, on the status of Mississippi State University's nursing program in Meridian. **No action was taken.**
4. By consensus, the Committee adjourned.

The following Committee members were present: Mr. Hal Parker (Chair) (via Zoom), Dr. Steven Cunningham, Ms. Jeanne Luckey (via Zoom), Mr. Bruce Martin (via Zoom), Dr. Alfred McNair, Mr. Gee Ogletree, and Dr. Walt Starr (via Zoom). Dr. Ormella Cummings, Mr. Tom Duff, Ms. Teresa Hubbard, Mr. Chip Morgan, and Mr. Gregg Rader were absent.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

**HEALTH AFFAIRS
COMMITTEE REPORT**

Wednesday, January 17, 2024

Committee members participated in the meeting in person or via Zoom. The meeting was called to order by Chairman Dr. Steven Cunningham at approximately 3:00 p.m. The following items were discussed.

1. The Committee received the monthly financial summary. **No action was taken.**
2. Executive Session

On motion by Trustee Ogletree, seconded by Trustee McNair, with Trustees Cummings, Duff, Martin, and Morgan absent and not voting, all Committee members legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee McNair, seconded by Trustee Ogletree, with Trustees Cummings, Duff, Morgan, and Parker absent and not voting, all Committee members legally present and participating voted unanimously **to enter Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of two University of Mississippi Medical Center items consisting of discussions regarding the prospective strategic business decisions of a public hospital, which is also related to discussions regarding the location, relocation or expansion of a medical service and

Discussion of the prospective purchase, sale or leasing of lands.

During Executive Session, the following matters were discussed:

The Committee discussed two University of Mississippi Medical Center items consisting of discussions regarding the prospective strategic business decisions of a public hospital, which is also related to discussions regarding the location, relocation or expansion of a medical service. **No action was taken.**

The Committee discussed the prospective purchase, sale or leasing of lands. **No action was taken.**

On motion by Trustee McNair, seconded by Trustee Hubbard, with Trustees Cummings, Duff, and Morgan absent and not voting, all Committee members legally present and participating voted unanimously to return to open session.

3. On motion by Trustee McNair, seconded by Trustee Rader, with Trustees Cummings, Duff, Martin, and Morgan absent and not voting, all Committee members legally present and participating voted unanimously to adjourn.

The following Committee members were present: Dr. Steven Cunningham (Chair), Ms. Teresa Hubbard (via Zoom), Ms. Jeanne Luckey (via Zoom), Mr. Bruce Martin (via Zoom), Dr. Alfred McNair, Mr. Gee Ogletree, Mr. Hal Parker (via Zoom), Mr. Gregg Rader (via Zoom), and Dr. Walt Starr (via Zoom). Dr. Ormella Cummings, Mr. Tom Duff, and Mr. Chip Morgan were absent.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

ANNOUNCEMENT

- President McNair announced the next meeting will be February 15, 2024.

EXECUTIVE SESSION

On motion by Trustee Cunningham, with Trustee Cummings absent and not voting and Trustees Hubbard, Martin, Ogletree, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to close the meeting to determine whether to declare an Executive Session. On motion by Trustee Morgan, seconded by Trustee Cunningham, with Trustee Cummings absent and not voting, all Trustees legally present and participating voted unanimously **to enter Executive Session** for the reasons reported to the public and stated in these minutes, as follows:

Discussion of one Mississippi University for Women item consisting of a discussion regarding the job performance of a person holding a specific position at MUW;

Discussion of one University of Mississippi item consisting of a discussion regarding the job performance of a person holding a specific position at UM; and

Discussion of one Mississippi State University item consisting of a discussion regarding the job performance of a person holding a specific position at MSU.

During Executive Session, the following matters were discussed and/or voted upon:

The Board discussed one Mississippi University for Women item consisting of a discussion regarding the job performance of a person holding a specific position at MUW. **No action was taken.**

The Board discussed one University of Mississippi item consisting of a discussion regarding the job performance of a person holding a specific position at UM. **No action was taken.**

The Board discussed one Mississippi State University item consisting of a discussion regarding the job performance of a person holding a specific position at MSU. **No action was taken.**

On motion by Trustee Cunningham, seconded by Trustee Parker, with Trustee Cummings absent and not voting and Trustees Hubbard, Martin, Ogletree, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to return to Open Session.

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

ADJOURNMENT

There being no further business to come before the Board, on motion by Trustee Luckey, seconded by Trustee Cunningham, with Trustee Cummings absent and not voting and Trustees Hubbard, Martin, Ogletree, Rader, and Starr participating via Zoom, all Trustees legally present and participating voted unanimously to adjourn the meeting.



President, Board of Trustees of State Institutions of Higher Learning



Commissioner, Board of Trustees of State Institutions of Higher Learning

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING
January 18, 2024**

EXHIBITS

- Exhibit 1 Revised FY 2025 proposed funding priorities for the 2025 Legislative Budget Request.
- Exhibit 2 Real Estate items that were approved by the IHL Board staff subsequent to the November 16, 2023 Board meeting.
- Exhibit 3 Report of the payment of legal fees to outside counsel.

EXHIBIT 1

MISSISSIPPI INSTITUTIONS OF HIGHER LEARNING Detail of Summary of Appropriations Request for FY 2025 Compared to Appropriation for FY 2024

	FY 2024 Appropriations	FY 2025 Budget Request								Total Request	Appropriation Change	Percent Change
		SREB Salary - 6.4% Increase	PERS Increase- 2% Increase	Health Insurance- Deficit January 2024	Health Insurance- January 2025	Operational Inflation Costs - 8% Inflation	Non-Recurring	Deficit Request	Special Projects			
EDUCATION & GENERAL (excludes Avers)												
ASU	\$ 24,854,044	-	-	-	-	-	-	-	-	\$ 24,854,044	-	0.0%
DSU	24,282,319	-	-	-	-	-	-	-	-	24,282,319	-	0.0%
JSU	44,815,852	-	-	-	-	-	-	-	-	44,815,852	-	0.0%
MSU	108,758,852	-	-	-	-	-	-	-	-	108,758,852	-	0.0%
MUW	18,524,306	-	-	-	-	-	-	-	-	18,524,306	-	0.0%
MVSU	15,826,996	-	-	-	-	-	-	-	-	15,826,996	-	0.0%
UM	97,556,499	-	-	-	-	-	-	-	-	97,556,499	-	0.0%
USM	94,163,917	-	-	-	-	-	-	-	-	94,163,917	-	0.0%
To be allocated by the Board	-	53,503,451	13,570,069	1,405,726	1,405,726	39,411,049	-	-	-	109,296,021	109,296,021	25.5%
Subtotal - Available for Campuses (1)	428,782,785	53,503,451	13,570,069	1,405,726	1,405,726	39,411,049	-	-	-	538,078,806	109,296,021	25.5%
USM Ocean Enterprise (7)	-	-	-	-	-	-	-	-	-	-	-	#DIV/0!
MSU Research and Technology Corporation Cyber Center (7)	-	-	-	-	-	-	-	-	-	-	-	#DIV/0!
Facility Management Program	-	-	-	-	-	-	-	-	-	2,989,946	2,989,946	N/A
Campus Capital Funds (6)	57,000,000	-	-	-	-	-	-	-	-	57,000,000	-	0.0%
Total E&G Excluding Avers	485,782,785	53,503,451	13,570,069	1,405,726	1,405,726	39,411,049	-	-	-	598,068,752	112,285,967	23.1%
2022 IHL Capital Impr. Fund/2023 Local Impr. Proj. Fund/2023 DIC (8)												
Alcorn State University	13,817,500	-	-	-	-	-	-	-	-	13,817,500	-	0.0%
Delta State University	8,122,500	-	-	-	-	-	-	-	-	8,122,500	-	0.0%
Jackson State University	8,013,000	-	-	-	-	-	-	-	-	8,013,000	-	0.0%
Mississippi State University	35,487,500	-	-	-	-	-	-	-	-	35,487,500	-	0.0%
Mississippi University for Women	9,312,500	-	-	-	-	-	-	-	-	9,312,500	-	0.0%
Mississippi Valley State University	3,427,500	-	-	-	-	-	-	-	-	3,427,500	-	0.0%
University of Mississippi	22,382,500	-	-	-	-	-	-	-	-	22,382,500	-	0.0%
University of Southern Mississippi	33,302,500	-	-	-	-	-	-	-	-	33,302,500	-	0.0%
University of Mississippi Medical Center	56,886,500	-	-	-	-	-	-	-	-	16,886,500	(40,000,000)	-70.3%
IHL Board Office	6,500,000	-	-	-	-	-	-	-	-	6,500,000	-	0.0%
Total E&G Including Capital Improvements, Excluding Avers	683,034,785	53,503,451	13,570,069	1,405,726	1,405,726	39,411,049	-	-	-	755,320,752	72,285,967	10.6%
SYSTEM ADMINISTRATION												
Executive Office	7,731,871	481,587	123,259	14,868	14,868	201,088	-	-	-	8,567,541	835,670	10.8%
*Coronavirus State Fiscal Recovery Funds (Nurse Loan)	-	-	-	-	-	-	-	-	-	-	-	N/A
Volunteer Commission (Non-IHL budget) (3)	1,098,413	-	-	-	-	-	-	-	-	1,098,413	-	0.0%
Student Financial Aid (4)	63,472,256	-	-	-	-	-	-	-	-	72,061,202	8,588,946	13.5%
ALCORN STATE UNIVERSITY												
Agricultural Units	7,271,895	286,737	85,599	8,132	8,132	136,993	-	-	-	7,797,488	525,593	7.2%
JACKSON STATE UNIVERSITY												
Urban Research Center	531,744	29,490	7,580	807	807	4,882	-	-	-	575,310	43,566	8.2%
MISSISSIPPI STATE UNIVERSITY												
Advanced Vehicular Studies	4,846,578	156,234	61,508	5,123	5,123	9,961	-	-	-	5,084,527	237,949	4.9%
State Chemical Laboratory	3,249,285	117,159	31,498	3,459	3,459	40,423	-	-	-	3,445,283	195,998	6.0%
Water Resources Research Institute	351,676	-	-	-	-	28,134	-	-	-	379,810	28,134	8.0%
Stennis Institute	770,935	27,769	11,337	820	820	15,568	-	-	-	827,249	56,314	7.3%
Agricultural & Forestry Experiment Station	24,852,439	1,480,127	361,217	42,434	42,434	814,388	-	-	-	27,593,039	2,740,600	11.0%
Mississippi Cooperative Extension	33,456,867	2,660,808	659,800	76,491	76,491	330,300	-	-	-	37,260,757	3,803,890	11.4%
Forest & Wildlife Research Center	6,478,863	368,268	91,614	10,824	10,824	107,774	-	-	-	7,068,167	589,304	9.1%
College of Veterinary Medicine	19,988,518	1,943,459	622,955	72,880	72,880	1,024,009	-	-	-	23,724,701	3,736,183	18.7%
MS Alcohol Safety Education Program (Special Funds)	-	-	-	-	-	-	-	-	-	-	-	N/A
UNIVERSITY OF MISSISSIPPI												
Center for Manufacturing Excellence	3,212,363	115,744	39,628	3,142	3,142	75,825	-	-	-	3,449,844	237,481	7.4%
Law Research Institute	873,574	92,610	22,516	2,598	2,598	5,097	-	-	-	998,993	125,419	14.4%
Mineral Resources Institute	357,902	36,715	10,828	1,146	1,146	3,935	-	-	-	411,672	53,770	15.0%
Research Inst. of Pharmaceutical Sciences	3,848,817	560,371	144,531	15,928	15,928	126,462	-	-	-	4,712,037	863,220	22.4%
Supercomputer	649,817	14,723	4,618	413	413	26,990	-	-	-	696,974	47,157	7.3%
Small Business Center	316,834	93,474	25,351	868	868	73	-	-	-	437,468	120,634	38.1%
University Medical Center	194,127,865	-	17,594,830	1,677,804	1,677,804	-	-	-	-	215,078,303	20,950,438	10.8%

EXHIBIT 1

*Coronavirus State Fiscal Recovery Funds (School of Nursing)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	N/A
*Coronavirus State Fiscal Recovery Funds (Psy Adol Fac R&R)	6,000,000	-	-	-	-	-	-	-	-	-	-	-	-	-	-100.0%
University Medical Center - Capital Expense (9)	3,000,000	-	-	-	-	-	-	-	-	-	-	-	-	-	700.0%
UMMC Subtotal	203,127,865	-	17,594,830	1,677,804	1,677,804	-	-	(6,000,000)	-	21,000,000	-	239,078,303	35,950,438	17.7%	8.1%
State Court Education Program	2,050,389	49,707	11,422	-	-	104,505	-	-	-	-	-	2,216,023	165,634	-100.0%	8.1%
UNIVERSITY OF SOUTHERN MISSISSIPPI															
Mississippi Polymer Institute	913,091	50,869	12,161	1,455	1,455	8,057	-	-	-	-	-	987,088	73,997	8.1%	8.1%
Gulf Coast Research Laboratory	8,530,157	393,711	113,812	12,721	12,721	266,480	-	-	-	-	-	9,329,602	799,445	9.4%	9.4%
Stennis Center	357,377	11,928	2,800	336	336	13,717	-	-	-	-	-	386,494	29,117	8.1%	8.1%
Ayers Program Funding (2)	-	-	-	-	-	-	-	-	-	-	-	-	-	N/A	N/A
Ayers Endowment	-	-	-	-	-	-	-	-	-	-	-	-	-	N/A	N/A
Ayers Summer Program Funding	-	-	-	-	-	-	-	-	-	-	-	-	-	N/A	N/A
Ayers Reappropriations (5)	-	-	-	-	-	-	-	-	-	-	-	-	-	N/A	N/A
Total State Appropriation Ayers	2,886,269	-	-	-	-	-	-	(2,886,269)	-	-	-	(2,886,269)	-	-100.0%	-
Grand Total	1,084,260,580	62,474,941	33,608,933	3,357,975	3,357,975	42,755,710	42,755,710	(48,886,269)	1,274,523	31,304,369	1,213,508,737	129,248,157	11.9%	19.1%	19.1%
State Appropriation-EXCLUDING 2022 IHL Capital Improvement	887,008,580	62,474,941	33,608,933	3,357,975	3,357,975	42,755,710	42,755,710	(8,886,269)	1,274,523	31,304,369	1,056,256,737	169,248,157	19.1%	19.1%	19.1%

FOOTNOTES:

- (1) Subject to allocation by the Board of Trustees. Does not include \$53,478,000 of reappropriated Education Enhancement Funds for campuses.
 - (2) Complies with Ayers decree stepdown of program funding.
 - (3) Request figures to come from Volunteer Commission Board. Information only.
 - (4) Request figures to come from Postsecondary Educational Financial Assistance Board. Information Only. Does not include \$2,100,000 reappropriated funds.
 - (5) For FY24, SB 3000, Section 4: \$0 reappropriated for ASU, \$2,090,794 for JSU and \$795,475 for MVSU.
 - (6) Does not include \$23,000,000 Reappropriated Capital funds for Campuses.
 - (7) Does not include reappropriations provided to MDA in SB 3047 from the Gulf Coast Restoration Fund. MSU had \$17,375,729 reappropriated and USM has \$9,947,488 reappropriated.
 - (8) Does include FY 2024 \$212,252,000 funds provided for Capital Purposes SB3043 & HB603 R.S. 2023.
 - (9) Does not include \$2,956,902 Reappropriated Capital funds for UMMC.
- * Does not include \$61,000,000 reappropriated ARPA Funds.

EXHIBIT 2

January 18, 2024

SYSTEM: REAL ESTATE ITEMS APPROVED SUBSEQUENT TO THE NOVEMBER 16, 2023 BOARD MEETING SUBMISSION DEADLINE

NOTE: THE FOLLOWING ITEMS WERE APPROVED BY THE BOARD'S REAL ESTATE AND FACILITIES STAFF ACCORDING TO BOARD POLICY §904 (A) BOARD APPROVAL.

Change Order Approval Note: No change orders approved by Board staff, as reflected within any of the following informational agenda items, increase the Board approved total project budget. The total project budget as approved by the Board provides for a contingency fund, which allows for an increase in the construction budget of between five and ten percent. Any increase in the total project budget caused by a change order, would require Board approval and could not be approved by Board staff until the budget increase is approved by the Board.

ALCORN STATE UNIVERSITY

1. ASU- IHL 201-257 – GREENHOUSE RENOVATIONS

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on November 28, 2023, to approve the budget increase from \$1,700,000.00 to \$2,339,302.00 for an increase of \$639,302.00 for the Greenhouse Renovations project.

Interim Approval Status & Date: APPROVED, November 28, 2023

Approval Request #2: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$2,037,000.00 to the apparent low bidder Barnard & Sons Construction, LLC.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: May 19, 2022

Design Professional: Duplantis Design Group

General Contractor: Barnard & Sons Construction, LLC

Total Project Budget: \$2,339,302.00

2. ASU- IHL 201-259 – POULTRY PROCESSING FACILITY RENOVATIONS

Approval Request #1 (INTERIM): In accordance with Board Policy §904 (B) Board Approval, *Interim Chair Approval* was granted by Mr. Chip Morgan, Chair of the Real Estate and Facilities Committee on November 28, 2023, to approve the budget increase from \$1,980,888.00 to \$2,031,900.00 for an increase of \$51,012.00 for the Poultry Processing Facility Renovations project.

Interim Approval Status & Date: APPROVED, November 28, 2023

Approval Request #2: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,773,000.00 to the apparent low bidder Barnard & Sons Construction, LLC.

EXHIBIT 2

January 18, 2024

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: May 19, 2022

Design Professional: Vernell Barnes Architects, PLLC

General Contractor: Barnard & Sons Construction, LLC

Total Project Budget: \$2,031,900.00

MISSISSIPPI STATE UNIVERSITY

3. MSU- IHL 205-283 – ADDITION & RENOVATION TO HUMPHREY COLISEUM PH1

Approval Request #1: Change Order #9

Board staff approved Change Order #9 in the amount of \$222,197.19 and twenty-four (24) additional days to the contract of Thrash Commercial Contractors, Inc.

Approval Status & Date: APPROVED, December 1, 2023

Change Order Description: Change Order #9 includes the following: resolved the existing floor flatness issues & expansion joint transitions to an acceptable condition for the installation of the new flooring material; installed a French drain system at the monument stair in the east parking lot; eighteen (18) floor drains were replaced; repaired an existing site lighting issue at Bailey Howell Drive; installed the new electrical panels on the north wall of Long Tall Storage; installed a transformer on the Mezzanine level, which will include installing a fused disconnect in the transformer; installed required data cabling for the Trane chiller system controls; relocated, modified or demolished the existing electrical disconnect (for the existing panel), pneumatic controller & time clock for the canopy lighting; incorporated the owner requested paint color changes in the east secondary entrance & se primary entrance; modified or installed a new ceiling grid or ceiling framing (to include ceiling tile or gypsum board) at the modified stairs in the new Super-Vomitories & Sideline Club; installed pre-fabricated access panels to provide access capabilities to the chase walls & above the ceiling locations; modified the supply ductwork at concession locations to provide for a 10” high x a 44” wide mechanical supply grille; installed & completed the Civil Work which added modified grading and concrete swale along and adjacent to the Long Tall Storage building south wall; installed CAM locks on the north face of the Long Tall Storage building; installed data outlets for the points of sale in the wall adjacent to the concession area openings; demolished and/or relocated electrical circuits in the chiller room; installed a duplex receptacle and a dedicated circuit from a panel to provide outlet power at a location; reworked the electrical circuits to provide three phase circuits to each motor controller for power to the existing overhead doors; and twenty-four (24) days to the contract.

Change Order Justification: This change was necessary due to errors and omissions in the plans and specifications; latent jobsite conditions; user/owner requested modifications; and days for work as indicated herein.

Total Project Change Orders and Amount: Nine (9) change orders for a total amount of \$2,444,528.42.

EXHIBIT 2

January 18, 2024

Project Initiation Date: June 16, 2018

Design Professional: Dale Partners Architects, P.A.

General Contractor: Thrash Commercial Contractors, Inc.

Total Project Budget: \$50,000,000.00

4. **MSU- IHL 205-326 – ROSENBAUM HEALTH SERVICES – 3RD FLOOR SIMULATION LAB**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by LPK Architects, P.A.

Approval Status & Date: APPROVED, November 8, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, November 8, 2023

Project Initiation Date: November 17, 2022

Design Professional: LPK Architects, P.A.

General Contractor: TBD

Total Project Budget: \$4,250,000.00

5. **MSU- IHL 205-327 – RICE HALL RENOVATIONS (FLOORS 1-4)**

Approval Request #1: Change Order #3

Board staff approved Change Order #3 in the amount of \$154,469.15 and forty-six (46) additional days to the contract of Codaray Construction.

Approval Status & Date: APPROVED, November 14, 2023

Change Order Description: Change Order #3 includes the following: caulked windows; installed two (2) shunt trip breakers for the elevator; replaced broken glass in twenty (20) windows; point up concrete masonry unit walls on the 1-4 floors behind the wardrobe and paint; textured & repainted ceilings behind the wardrobe cabinets; kitchen & mail room area scopes of work from bid package alternate 5; and forty-six (46) days to the contract.

Change Order Justification: These changes were necessary due to latent job site conditions; user/owner requested modifications; and days for work as indicated herein

Total Project Change Orders and Amount: Three (3) change orders for a total amount of \$264,466.65.

Project Initiation Date: October 20, 2022

Design Professional: Shafer- Zahner- Zahner, PLLC

General Contractor: Codaray Construction

Total Project Budget: \$3,000,000.00

6. **MSU- IHL 205-329 – SANDERSON CENTER RENOVATIONS AND REPAIRS**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,839,956.00 to the apparent low bidder Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, December 13, 2023

Project Initiation Date: November 17, 2022

Design Professional: WBA Architects

EXHIBIT 2

January 18, 2024

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$2,500,000.00

7. **MSU- IHL 205-334 – RCU RENOVATIONS**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,605,462.00 to the apparent low bidder Ethos Contracting Group, LLC.

Approval Status & Date: APPROVED, December 1, 2023

Project Initiation Date: March 18, 2021

Design Professional: MP Design Group

General Contractor: Ethos Contracting Group, LLC

Total Project Budget: \$2,000,000.00

8. **MSU- IHL 205-336 – SOUTH CAMPUS MECHANICAL PLANT**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Eley Guild Hardy Architects

Approval Status & Date: APPROVED, November 30, 2023

Project Initiation Date: April 20, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: TBD

Total Project Budget: \$200,000.00 (Design Fees Only)

9. **MSU- IHL 205-339 – CENTRAL PLANT COOLING TOWER REPLACEMENT**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$3,180,000.00 to the apparent low bidder McLain Plumbing & Electrical Service, Inc.

Approval Status & Date: APPROVED, December 6, 2023

Project Initiation Date: April 20, 2023

Design Professional: Engineering Resource Group, Inc.

General Contractor: McLain Plumbing & Electrical Service, Inc.

Total Project Budget: \$6,000,000.00

10. **MSU IHL #205-344 – SANDERSON ROOF REPAIRS**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Shafer-Zahner-Zahner.

Approval Status & Date: APPROVED, November 14, 2023

Approval Request #2: Waiver Design Development Documents

Board staff approved the Waiver of Design Development Documents as submitted by Shafer-Zahner-Zahner

Approval Status & Date: APPROVED, November 14, 2023

Approval Request #3: Contract Documents

Board staff approved Contract Documents as submitted by Shafer-Zahner-Zahner

EXHIBIT 2

January 18, 2024

Approval Status & Date: APPROVED, December 11, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, December 11, 2023

Project Initiation Date: June 15, 2023

Design Professional: Shafer-Zahner-Zahner

General Contractor: TBD

Total Project Budget: \$2,000,000.00

11. **MSU- IHL 205-353 – HATHORN HALL INTERIOR REFINISH**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Shafer-Zahner-Zahner

Approval Status & Date: APPROVED, December 13, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, December 13, 2023

Project Initiation Date: November 17, 2022

Design Professional: Shafer-Zahner-Zahner

General Contractor: TBD

Total Project Budget: \$3,000,000.00

12. **MSU- IHL 405-004 – HIGH PERFORMANCE COMPUTING DATA CENTER**

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$72,793.98 and ten (10) additional days to the contract of West Brothers Construction.

Approval Status & Date: APPROVED, November 30, 2023

Change Order Description: Change Order #2 includes the following: installed hinges & smart devices at the CUP; installed eighteen (18) steel beams and seventy-two (72) galvanized stiffer plates at the chiller & generator; extended the manufacturer's warranty from two (2) to five (5) years for all modular fan wall units; credit to install PVC Schedule 40 DWV pipe & fittings for all gravity drain sanitary waste piping and fittings; installed an upgraded mixing valve and includes associated power for the mixing valve; controls allowance difference added; and ten (10) days to the contract.

Change Order Justification: This change was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$169,931.05.

Project Initiation Date: October 19, 2020

Design Professional: Dale Partners Architects, P.A.

General Contractor: West Brothers Construction

Total Project Budget: \$45,000,000.00

EXHIBIT 2

January 18, 2024

13. **MSU- IHL 405-006 – BOST DRIVE EXTENSION FOR CAAD**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$2,323,282.65 to the apparent low bidder Byrum Construction, Inc.

Approval Status & Date: APPROVED, November 14, 2023

Project Initiation Date: November 17, 2022

Design Professional: Neel-Schaffer, Inc.

General Contractor: Byrum Construction, Inc.

Total Project Budget: \$3,000,000.00

UNIVERSITY OF MISSISSIPPI

14. **UM- IHL 207-473.4 (PH4) STADIUM – REBID – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION**

Approval Request #1: Re-Bid

Board staff approved Re-Bid of Ole Miss Softball Complex Addition & Renovation. Documents are updated to include agenda issued previously and to limit the scope to Package X (Electrical) scope only.

Approval Status & Date: APPROVED, November 16, 2023

Project Re-Bid Date: November 16, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: TBD

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$18,746,608.00

Total Project Budget: \$32,000,000.00

15. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX ADDITION & RENOVATION (PKG. L - MASONRY)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$703,533.00 to the apparent low bidder Hollis Masonry, LLC.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Hollis Masonry, LLC

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$1,034,274.40

Total Project Budget: \$32,000,000.00

EXHIBIT 2

January 18, 2024

16. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. M - MILLWORK)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$352,000.00 to the apparent low bidder McNeil Cabinet & Millwork.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: McNeil Cabinet & Millwork

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$508,772.47

Total Project Budget: \$32,000,000.00

17. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. N - ROOFING)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$715,000.00 to the apparent low bidder Independent Roofing Systems, Inc.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Independent Roofing Systems, Inc.

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$1,033,444.07

Total Project Budget: \$32,000,000.00

18. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. P – GLASS & GLAZING)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$448,950.00 to the apparent low bidder Independent Tull Brothers, Inc.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Tull Brothers, Inc.

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$648,901.70

Total Project Budget: \$32,000,000.00

19. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. Q – DOORS & HARDWARE)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$273,966.00 to the apparent low bidder Bluewater Architectural Products.

EXHIBIT 2

January 18, 2024

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Bluewater Architectural Products

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$395,983.97

Total Project Budget: \$32,000,000.00

20. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. R – DRYWALL & PAINT)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$2,197,000.00 to the apparent low bidder Acoustics & Specialties, LLC.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Acoustics & Specialties, LLC

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$3,175,491.78

Total Project Budget: \$32,000,000.00

21. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. S – FLOORING)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$517,798.00 to the apparent low bidder Craft Croswell, LLC.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Craft Croswell, LLC

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$748,412.97

Total Project Budget: \$32,000,000.00

22. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. T – ELEVATOR)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$230,000.00 to the apparent low bidder Diversified Elevator.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Diversified Elevator

Construction Management Advisor: ICM, LLC [CMa]

EXHIBIT 2

January 18, 2024

Phased Project Budget: \$332,436.55

Total Project Budget: \$32,000,000.00

23. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. U – ALUMINUM SEATING)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$1,045,300.00 to the apparent low bidder Dant Clayton, Corporation.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Dant Clayton Corporation

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$1,510,851.87

Total Project Budget: \$32,000,000.00

24. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. V – FIRE PROTECTION)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$227,900.00 to the apparent low bidder Fireline, Inc.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Fireline, Inc.

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$329,401.26

Total Project Budget: \$32,000,000.00

25. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. W – MECHANICAL/PLUMBING
BUILDING)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$2,360,500.00 to the apparent low bidder Upchurch Plumbing, Inc.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Upchurch Plumbing, Inc.

Construction Management Advisor: ICM, LLC [CMa]

Phased Project Budget: \$3,411,810.81

Total Project Budget: \$32,000,000.00

EXHIBIT 2

January 18, 2024

26. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. Y – GENERAL WORKS)**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$350,000.00 to the apparent low bidder Acoustics & Specialties, LLC.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects

General Contractor: Acoustics & Specialties, LLC

Construction Management Advisor: ICM, LLC [CMA]

Phased Project Budget: \$505,881.71

Total Project Budget: \$32,000,000.00

27. **UM- IHL 207-473.4 (PH4) STADIUM – OLE MISS SOFTBALL COMPLEX
ADDITION & RENOVATION – (PKG. X – ELECTRICAL BUILDING) - REBID**

Approval Request #1: Award

Board staff approved the Award of Contract in the amount of \$3,022,000.00 to the apparent low bidder Advanced Electric Co., Inc.

Approval Status & Date: APPROVED, December 20, 2023

Project Initiation Date: October 21, 2021

Design Professional: McCarty Architects, P.A.

General Contractor: Advanced Electric Co., Inc.

Construction Manager Advisor: ICM,LLC [CMA]

Phased Project Budget: \$4,403,767.42

Total Project Budget: \$32,000,000.00

28. **UM- IHL 207-492.2 – OXFORD-UNIVERSITY STADIUM EXPANSION – PH 2**
Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Cooke Douglass Farr Lemons Architects + Engineers, P.A.

Approval Status & Date: APPROVED, November 16, 2023

Project Initiation Date: January 30,2023

Design Professional: Cooke Douglass Farr Lemons Architects + Engineers, P.A.

General Contractor: Innovative Construction Management, LLC [ConstMgrAdv]

Phased Project Budget: \$22,277,020.00

Total Project Budget: \$30,000,000.00

29. **UM- IHL 207-493 – SOUTH OXFORD CENTER 4TH FLOOR SCHOOL OF
NURSING**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,816,000.00 to the apparent low bidder Wagner General Contractors, Inc.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: January 19,2023

EXHIBIT 2

January 18, 2024

Design Professional: UM Department of Facilities Planning

General Contractor: Wagner General Contractors, Inc.

Total Project Budget: \$3,943,950.00

30. **UM- IHL 207-498 – NW MECHANICAL PLANT PH III**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$20,375,000.00 to the apparent low bidder Codaray Construction, Inc.

Approval Status & Date: APPROVED, November 16, 2023

Project Initiation Date: January 6, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: Codaray Construction, Inc.

Total Project Budget: \$31,400,000.00

31. **UM- IHL 207-502 – NEW PARKING STRUCTURE(S)**

Approval Request #1: Schematic Design Documents

Board staff approved the Schematic Design Documents as submitted by Eley Guild Hardy Architects

Approval Status & Date: APPROVED, November 16, 2023

Project Initiation Date: January 30, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: TBD

Total Project Budget: \$1,000,000.00

32. **UM- IHL 407-002 – DATA CENTER FACILITY RENOVATION & EXPANSION**

Approval Request #1: Change Order #1

Board staff approved Change Order #1 in the amount of \$48,791.69 and zero (0) additional days to the contract of Codaray Construction.

Approval Status & Date: APPROVED, November 16, 2023

Change Order Description: Change Order #1 includes the following: replaced a 6” untreated water line with and 8” water line.

Change Order Justification: This change was necessary due to latent job site conditions; and user/owner requested modifications.

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$65,650.20 and zero (0) additional days to the contract of Codaray Construction.

Approval Status & Date: APPROVED, November 29, 2023

Change Order Description: Change Order #2 includes the following: upgraded the electrical capacity of the underground electrical utility.

Change Order Justification: This change was necessary due to user/owner requested modification.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$114,441.89.

Project Initiation Date: October 20, 2022

EXHIBIT 2

January 18, 2024

Design Professional: Duvall Decker Architects, P.A.

General Contractor: Codaray Construction

Phased Project Budget: \$35,000,000.00

Total Project Budget: \$40,000,000.00

33. **UM- IHL 407-003 – PHASE II UPGRADE HVAC CONTROLS-NATURAL PRODUCTS & FASER HALL**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$4,350,000.00 to the apparent low bidder Upchurch Services, LLC.

Approval Status & Date: APPROVED, November 9, 2023

Project Initiation Date: February 17, 2022

Design Professional: DBES, LLC

General Contractor: Upchurch Services, LLC

Total Project Budget: \$5,300,000.00

UNIVERSITY OF MISSISSIPPI MEDICAL CENTER

34. **UMMC- IHL 209-576 MS CENTER FOR MEDICALLY FRAGILE CHILDREN - REBID**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Eley/Barkley/Dale – A Joint Venture

Approval Status & Date: APPROVED, November 29, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, November 29, 2023

Design Professional: Eley/Barkley/Dale – A Joint Venture

General Contractor: TBD

Total Project Budget: \$15,900,000.00

35. **UMMC- IHL 209-579 UMMC COLONY PARK**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$83,445,000.00 to the apparent low bidder Codaray Construction, LLC.

Approval Status & Date: APPROVED, November 29, 2023

Project Initiation Date: April 20, 2023

Design Professional: Cooke Douglas Farr Lemons Architects & Engineers

General Contractor: Codaray Construction, LLC

Total Project Budget: \$105,910,527.00

EXHIBIT 2

January 18, 2024

36. **UMMC- IHL 209-580A RENOVATION FOR ADOLESCENT PSYCH-ADMIN. OFFICES**

Approval Request #1: Award of Construction Contract

Board staff approved the Award of Contract in the amount of \$1,727,000.00 to the apparent low bidder Diversified Construction Services, Inc.

Approval Status & Date: APPROVED, December 13, 2023

Project Initiation Date: August 18, 2022

Design Professional: JH&H Architects

General Contractor: Diversified Construction Services, Inc.

Total Project Budget: \$8,500,000.00

37. **UMMC- IHL 409-005 NEW SCHOOL OF NURSING**

Approval Request #1: Contract Documents

Board staff approved Contract Documents as submitted by Eley Guild Hardy Architects

Approval Status & Date: APPROVED, December 13, 2023

Approval Request #2: Advertise

Board staff approved request to advertise for receipt of bids.

Approval Status & Date: APPROVED, December 13, 2023

Design Professional: Eley Guild Hardy Architects

General Contractor: TBD

Total Project Budget: \$65,000,000.00

EDUCATION AND RESEARCH CENTER

1. **ERC-GS 111-064 - MECHANICAL UPGRADES**

NOTE: This is a Bureau of Building project

Approval Request #1: Change Order #2

Board staff approved Change Order #2 in the amount of \$204,400.00 and thirty (30) additional days to the contract of J.L. Roberts Mechanical.

Approval Status & Date: APPROVED, November 14, 2023

Change Order Description: Change Order #2 includes the following: provided double wall built-up air handling unit housing inside of the existing IHL penthouse plenum.

Change Order Justification: This change was necessary due to user/owner requested modifications.

Total Project Change Orders and Amount: Two (2) change orders for a total amount of \$171,785.00.

Approval Status & Date: APPROVED, October 14, 2023

Project Initiation Date: May 20, 2022

Design Professional: ERG Engineers

General Contractor: J.L. Roberts Mechanical

Total Project Budget: \$2,973,946.69

EXHIBIT 3

January 18, 2024

SYSTEM - REPORT OF PAYMENTS TO OUTSIDE COUNSEL

Legal fees approved for payment to outside counsel in relation to litigation and other matters:

Payment of legal fees for professional services rendered by Ware|Immigration (statement dated 10/9/23) from the funds of Jackson State University. (This statement, in the amount of \$960.00, represents services and expenses in connection with an immigration/labor certification matter.)

TOTAL DUE.....\$ 960.00

Payment of legal fees for professional services rendered by Brunini (statement dated 11/13/23) from the funds of Mississippi State University. (This statement, in the amount of \$75.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 75.00

Payment of legal fees for professional services rendered by Copeland Cook Taylor & Bush (statement dated 11/14/23) from the funds of Mississippi State University. (This statement, in the amount of \$6,352.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 6,352.00

Payment of legal fees for professional services rendered by Phelps Dunbar (statements dated 11/8/23 and 11/8/23) from the funds of Mississippi State University. (These statements, in the amounts of \$285.00 and \$2,309.85, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 2,594.85

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 11/1/23, 11/1/23, 11/1/23 and 12/1/23) from the funds of Mississippi State University. (These statements, in the amounts of \$3,000.00, \$535.00, \$545.00 and \$549.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 4,629.00

Payment of legal fees for professional services rendered by Brunini (statement dated 12/15/23) from the funds of the University of Mississippi. (This statement, in the amount of \$243.75, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 243.75

EXHIBIT 3

January 18, 2024

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 10/31/23, 10/31/23, 11/17/23, 11/17/23, 12/19/23 and 12/19/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$3,200.00, \$576.00, \$288.00, \$1,600.00, \$328.50 and \$960.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 6,952.50

Payment of legal fees for professional services rendered by Church, Church, Hittle & Antrim (statement dated 12/20/23) from the funds of the University of Mississippi. (This statement, in the amount of \$2,634.50, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 2,634.50

Payment of legal fees for professional services rendered by Lightfoot Franklin & White LLC (statements dated 9/18/23 and 11/13/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$24,740.00 and \$9,304.00, respectively, represent services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 34,044.00

Payment of legal fees for professional services rendered by Nelson Mullins Riley & Scarborough, LLP (statement dated 11/7/23) from the funds of the University of Mississippi. (This statement, in the amount of \$12,189.00, represents services and expenses in connection with general legal advice.)

TOTAL DUE.....\$ 12,189.00

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 10/1/23, 10/1/23, 11/1/23, 11/1/23, 11/1/23, 11/28/23, 12/1/23 and 12/1/23) from the funds of the University of Mississippi. (These statements, in the amounts of \$110.18, \$2,500.00, \$59.01, \$162.73, \$2,500.00, \$2,500.00, \$101.23 and \$6,000.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 13,933.15

Payment of legal fees for professional services rendered by Hogan Lovells US, LLP (statements dated 8/21/23, 9/19/23 and 10/25/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$28,663.50, \$3,447.50 and \$1,182.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 33,293.00

EXHIBIT 3

January 18, 2024

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 8/3/23, 8/3/23, 8/3/23, 8/3/23, 9/6/23, 9/6/23, 9/6/23, 9/6/23, 10/5/23, 10/5/23, 10/5/23, 10/5/23 and 11/3/23) from the funds of the University of Mississippi Medical Center. (These statements, in the amounts of \$211.50, \$1,624.50, \$2,196.00, \$1,119.00, \$981.00, \$99.00, \$105.00, \$1,111.50, \$51.00, \$385.00, \$1,989.00, \$279.00 and \$10,116.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 20,267.50

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 10/31/23, 11/7/23, 11/17/23, 11/17/23, 12/19/23 and 12/19/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$600.00, \$708.00, \$2,553.50, \$99.50, \$324.50 and \$590.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 4,875.50

Payment of legal fees for professional services rendered by Caves & Caves, PLLC (statement dated 10/31/23) from the funds of the University of Southern Mississippi. (This statement, in the amount of \$5,891.28, represents services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 5,891.28

Payment of legal fees for professional services rendered by Mayo Mallette, PLLC (statements dated 11/13/23 and 12/7/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$17,190.65 and \$2,360.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 19,550.65

Payment of legal fees for professional services rendered by Ware|Immigration (statements dated 11/1/23, 12/1/23, 12/1/23 and 12/1/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$2,500.00, \$54.08, \$57.83 and \$2,500.00, respectively, represent services and expenses in connection with immigration/labor certification matters.)

TOTAL DUE.....\$ 5,111.91

Payment of legal fees for professional services rendered by Wise Carter (statements dated 11/14/23, 11/14/23 and 12/19/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$1,014.00, \$331.50 and \$780.00, respectively, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 2,125.50

EXHIBIT 3

January 18, 2024

Payment of legal fees for professional services rendered by Zachary & Leggett, PLLC (statements dated 12/4/23 and 12/27/23) from the funds of the University of Southern Mississippi. (These statements, in the amounts of \$387.30 and \$1,587.60, represent services and expenses in connection with legal advice.)

TOTAL DUE.....\$ 1,974.90

Legal fees approved for payment to outside counsel in relation to patent and other intellectual property matters:

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 10/31/23, 10/31/23, 10/31/23, 11/17/23 and 11/17/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Hemagglutinin Substitution Increases Thermostability and Improves Yields of H1N1 influenza A Virus in Cells” - \$1,937.00; “Recombinant Fimbrial Protein of Aeromonas hydrophila as Vaccine in Catfish” - \$2,124.00; “IP and Regulatory Matters” - \$295.00; “IP and Regulatory Matters” - \$7,847.00; and “Recombinant Fimbrial Protein of Aeromonas hydrophila as Vaccine in Catfish” - \$118.00.)

TOTAL DUE.....\$ 12,321.00

Payment of legal fees for professional services rendered by Conley Rose (statements dated 10/30/23, 11/6/23, 11/6/23 and 12/5/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Rice Cultivar” - \$150.00; Wearable Stretch and Pressure Sensor Motion Capture System for Human Movement” - \$56.00; and “Wire Tie Downs” - \$441.00, and “Recognition of Catfish Fillets Using Computer Vision Towards Automated Singulation” - \$1,120.00, respectively.)

TOTAL DUE.....\$ 1,767.00

Payment of legal fees for professional services rendered by Quarles & Brady, LLP (statement dated 10/30/23) from the funds of Mississippi State University. (This statement represents services and expenses in connection with the following patent or intellectual property matter: “Rice Cultivar” - \$150.00.)

TOTAL DUE.....\$ 150.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy (statements dated 11/20/23, 11/20/23, 11/20/23, 11/20/23, 11/20/23, 12/13/23, 12/13/23, 12/13/23 and 12/13/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal Species” - \$862.50; “Engineering of the Production of a Conformational Variant of Occidiofungin that has Enhanced Inhibitory Activity Against Fungal

EXHIBIT 3

January 18, 2024

Species” - \$2,461.00; “Occidiofungin Formulations and Uses Thereof” - \$1,773.00; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$316.00; “U.S. Provisional Patent Application No. 63/598,014” - \$1,028.50; “Occidiofungin Formulations and Uses Thereof” - \$97.00; “Drugs Conjugated with Hexose Phosphate and Methods of Making and Using Same” - \$880.34; “Oleaginous Microbe Supplementation for Improving Black Soldier Fly Growth and Development” - \$197.50; and “Thienyl-Dibenzoazepine and their Derivatives as Donor for Xanthene-Based Short-Wave Infrared” - \$3,836.50.)

TOTAL DUE.....\$ 11,452.34

Payment of legal fees for professional services rendered by Stites & Harbison (statements dated 5/23/23, 5/23/23, 5/24/23, 5/24/23, 6/7/23, 6/7/23, 6/7/23, 6/7/23, 6/7/23, 10/31/23, 10/31/23, 10/31/23 and 10/31/23) from the funds of Mississippi State University. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Use of Liquid Smoke in Conjunction” - \$8,086.00; “Unsymmetric CCC-HNC Pincer” - \$1,810.00; “Novel Catalysts and Process for Liquid Hydrocarbon Fuel Production” - \$2,410.00; “Novel Catalysts and Process” - \$673.50; “Unsymmetric CCC-HNC Pincer” - \$429.00; “Unsymmetric CCC-HNC Pincer” - \$1,136.53; “Fluoroalkylsilane-Modified” - \$104.50; “Osteometric Measuring Device” - \$4,303.50; “Novel Catalysts and Process” - \$38.00; “Synthesis of Optically Active” - \$38.00; “Coal Char-Production and Properties” - \$1,451.00; “Novel Catalysis and Process for Liquid Hydrocarbon Fuel Production” - \$38.00; and “Reagents, Devices and Accessories for Kinetic Fluorogenic Chemical Qualification” - \$1,403.00.)

TOTAL DUE.....\$ 21,931.03

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 10/26/22, 11/23/22, 12/15/22, 12/15/22, 4/21/23, 6/27/23, 8/22/23, 9/19/23 and 10/12/23) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Skye Biosciences, LLC” - \$1,298.00; “Skye Biosciences, LLC” - \$2,330.50; “Topical Compositions for Treating Peripheral Neuropathic Pain” - \$413.00; “Skye Biosciences, LLC” - \$59.00; “Stuttering Inhibition Device Patent” - \$1,774.00; “Skye Biosciences, LLC” - \$826.00; “Skye Biosciences, LLC” - \$1,248.00; “Cache Mapping Technology Matter” - \$584.50; and “Cache Mapping Technology Matter” - \$1,411.50, respectively.)

TOTAL DUE.....\$ 9,944.50

Payment of legal fees for professional services rendered by Thomas Horstemeyer, LLP (statements dated 11/30/23, 11/30/23, 11/30/23, 11/30/23, 11/30/23 and 11/30/23) from the funds of the University of Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Silicone-Based Dyes with Short Wavelength Infrared Absorption and Emission and Methods for Making and Using Same” - \$956.00; “General Patent and Intellectual Property Advice” - \$6,047.00; “Biologically Active Cannabidiol Analogs” - \$9,555.78; “Czech Republic Patent No. 2352497” - \$11,744.00;

EXHIBIT 3

January 18, 2024

“Australia Patent No. 2352497” - \$922.00; and “Canada Patent No. 2352497” - \$388.00, respectively.)

TOTAL DUE.....\$ 29,612.78

Payment of legal fees for professional services rendered by Butler|Snow (statements dated 10/31/23, 10/31/23, 10/31/23, 10/31/23, 10/31/23, 10/31/23, 11/17/23, 11/17/23, 11/17/23, 11/17/23, 11/17/23, 11/17/23 and 11/20/23) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Oral Suction Device” - \$760.00; “Compositions and Methods for Protection of Skin Against Thermal Insult” - \$752.00; “Covestro Patents” - \$1,688.00; “Chevron Oronite Patent Maintenance” - \$5,043.50; “Phenylphosphine Oxide Epoxy Polymer and Atomic Oxygen Stable Epoxy Polymer” - \$539.50; “Methodology and Instrumentation for Thin Film Mechanical Analysis” - \$1,539.00; “Self-Repairing Oxetane-Substituted Chitosan Polyurethane Networks” - \$59.00; “Chevron Oronite Patent Maintenance” - \$5,066.50; “Methodology and Instrumentation for Thin Film Mechanical Analysis” - \$99.50; “An Automated Mechanism to Position Aquaculture Equipment” - \$1,386.50; “Gulf Blue Trademark” - \$99.50; “Oral Suction Device” - \$27.00; and Lockheed – Oil Dispersant Patent” - \$59.00, respectively.)

TOTAL DUE.....\$ 17,119.00

Payment of legal fees for professional services rendered by Mendelsohn Dunleavy, P.C. (statements dated 11/20/23 and 11/20/23) from the funds of the University of Southern Mississippi. (These statements represent services and expenses in connection with the following patents or intellectual property matters: “Narrow Band Gap Conjugated Polymers Employing Cross-Conjugated Donors Useful in Electronic Devices” - \$350.00 and “T-belt (Trauma Belt)” - \$2,170.00.)

TOTAL DUE.....\$ 2,520.00